

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA,	)	
	)	
v.	)	Criminal No. 11-10415-NMG
	)	
JAMES PRANGE <i>et al.</i> ,	)	
<i>Defendants</i>	)	

**JOINT STATUS REPORT**

At the interim status conference on April 12, 2012, the Court scheduled the next interim status conference for May 17, 2012, and ordered the parties to confer in advance of that conference about whether the defendants intend to file discovery motions and, if so, to propose a schedule for such motions.

Following the conference on April 12, 2012, the government filed its response (DE#39) to the joint discovery letter that the defendants filed on April 3, 2012 (DE#36). The defendants have conferred with each other and with the government regarding the outstanding discovery issues. Because the parties have been unable to resolve all of the discovery issues, the defendants will file motions to compel the government to produce certain materials. As instructed by the Court, the defendants will coordinate their motions to avoid any duplication of issues and efforts.

Accordingly, the parties jointly request that the Court set a schedule for discovery motions such that the defendants' motions will be due by June 29, 2012 and the government's oppositions, if any, will be due by July 30, 2012. The parties request this schedule because (i) the defendants continue to review the discovery that the government has produced to date, (ii) the defendants intend to file multiple motions to compel, and (iii) counsel for defendant James Prange recently underwent non-elective surgery and will be recuperating for four to six weeks.

Should the Court set a schedule for discovery motions, the parties have no other issues to address, at this time, at the interim status conference on May 17, 2012. Thus, the parties agree,

as the Court previously suggested, that an in-court conference is not necessary. The parties further request that the Court defer a schedule for any dispositive motions until the defendants have had an opportunity to review any further discovery.

The parties request that the time from May 17, 2012 through the date on which the next interim status conference is scheduled be excluded from calculation under the Speedy Trial Act (the Court has already excluded time through May 17, 2012), the reasons for which exclusion include that defense counsel need further time to examine the evidence, discuss the same with their clients, and prepare discovery motions. Therefore, the ends of justice served by such exclusion outweigh the best interests of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(7)(A).

Respectfully submitted,

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Dated: May 11, 2012

**CERTIFICATE OF SERVICE**

I, Daniel N. Marx, Esq., hereby certify that, on May 11, 2012, the foregoing document, filed through the ECF system, was served electronically on the registered participants as identified on the notice of electronic filing.

/s/ Daniel N. Marx  
Counsel for Defendant  
Steven Berman